



Suo Motu TR.No.2137 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

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DATED: 03.09.2025

CORAM:

THE HONOURABLE MR. JUSTICE **D.BHARATHA CHAKRAVARTHY**

Suo Motu TR.No.2137 of 2025

(C.C.No.38 of 2019 of Judicial Magistrate No.IV Court, Vellore Taluk,
Vellore)

State
Rep.by its Sub Inspector of Police,
Railway Police Station,
Katpadi.

... Petitioner

Vs.

Venkatesan

... Respondent

For Petitioner : Mr.S.Vinoth Kumar
Government Advocate (crl.side)

ORDER

This Suo Motu Case is dealt with in an extraordinary manner by the Dedicated Bench, pursuant to Suo Motu.W.P.(Crl.) No.618 of 2025.

2. This case is registered for alleged offence under Section 379 of Indian Penal Code. The incident occurred on 05.12.2017. The allegation in this case is that the accused has stolen mobile phone from the train belonging to the defacto complainant. The mobile phone was recovered and handed over



Suo Motu TR.No.2137 of 2025

to the defacto complainant. The case is pending from the year 2017. The

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defacto complainant also does not want to pursue the matter any further.

Considering the factual matrix, context of the case, the antecedents of the accused, the reason for absence from his usual place, and the submission that, despite best efforts, the summon/warrant could not be served/executed, it is evident that even if the accused is brought to face trial, it would impinge upon his right to a speedy trial. Due to the passage of time, a meaningful trial is unlikely, and no useful purpose would be served.

3. Accordingly, the proceedings in C.C.No.38 of 2019 on the file of the Judicial Magistrate No.IV Court, Vellore Taluk, Vellore is quashed and this Sua Motu Transfer Case is disposed of.

03.09.2025

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Note to the Trial Court: This order is digitally signed and communicated electronically alone. The Trial Court shall take note of the order and accordingly classify the case pending before them as allowed / dismissed / disposed of, etc, and while doing so, consider any applications such as disposal of properties, etc., and pass appropriate orders, as may be necessary. Further, the Court below is directed to dispatch the copy of this order to all concerned.



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Suo Motu TR.No.2137 of 2025

D.BHARATHA CHAKRAVARTHY, J.

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Suo Motu TR.No.2137 of 2025

03.09.2025